



BEST AVAILABLE COPY

Atty. Dkt. No. 065691-0196

Def & Co Rem 307

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Patrice DEBREGEAS et al.

Title: DEVICE FOR COATING  
GRANULES TO BE  
ADMINISTERED ORALLY

Appl. No.: 09/582,871

Filing Date: 08/09/2000

Examiner: Susan T. Tran

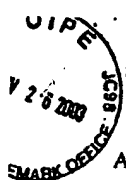
Art Unit: 1615

**REQUEST FOR REFUND**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby requests a refund of \$1,280.00 for a Notice of Appeal and Three-Month Extension of Time fee paid by check no. 32703 on November 26, 2003. Applicant was forced to pay the Notice of Appeal and Extension of Time fees to prevent the application from going abandoned after the Patent and Trademark Office lost our Reply Under 37 C.F.R. §1.116 that was timely filed on July 28, 2003 in response to the Final Action dated May 28, 2003, as well as the application file. This application has now been allowed with the Issue Fee being due June 25, 2004. Applicants attach to this paper a copy of the facsimile sent to Art Unit 1615 on December 24, 2003, evincing our timely submittal of a Reply to the May 28, 2003 Final Office action. Applicant respectfully requests that a credit of \$1,280.00 be made to Deposit Account No. 19-0741.



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEST AVAILABLE COPY

Applicant: Patrice DEBREGEAS *et al.*  
Title: DEVICE FOR COATING GRANULES TO  
BE ADMINISTERED ORALLY  
Appl. No.: 09/582,871  
Filing Date: 08/09/2000  
Examiner: S Tran  
Art Unit: 1615

**PETITION FOR EXTENSION OF TIME**

Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Applicants hereby petition the Commissioner under 37 C.F.R. §1.136(a) for a three  
month extension of time for response in the above-identified application for the period  
required to make the attached response timely.

The extension fee for response within the third month is \$950.00.

The Commissioner is hereby authorized to charge any additional fees which may be  
required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment,  
to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a  
check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or  
even entirely missing, the Commissioner is authorized to charge the unpaid amount to  
Deposit Account No. 19-0741.

1/28/2003 HDEMESS1 00000102 09582871

2 FC:1253

950.00 OP

Respectfully submitted,

Date

Nov. 26, 2003

By

FOLEY &amp; LARDNER

Customer Number: 22428

Telephone: (202) 672-5569

Facsimile: (202) 672-5399

Stephen B. Maebius  
Attorney for Applicants  
Registration No. 35,264

002.1113798.1

Adjustment date: 06/18/2004 SDIRETA1

11/28/2003 HDEMESS1 00000102 09582871

02 FC:1253

-950.00 OP

Repln. Ref: 06/18/2004 SDIRETA1 0009564000

DAH:190741 Name/Number:09582871

FC: 9204

\$1280.00 CR

BEST AVAILABLE COPY

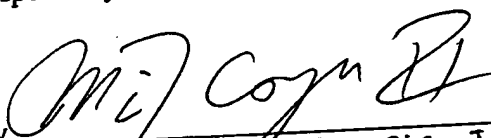
Atty. Dkt. No. 065691-0196

In view of the foregoing, it is believed that no fee is required for filing this petition,  
but should a fee be required, the PTO is authorized to charge an appropriate fee for the filing  
of this petition to Deposit Account No. 19-0741.

Respectfully submitted,

Date May 13, 2004

FOLEY & LARDNER LLP  
Customer Number: 22428  
Telephone: (202) 672-5569  
Facsimile: (202) 672-5399

By   
48,892, Martin J. Cosenta II  
for Stephen B. Maebius  
Attorney for Applicant  
Registration No. 35,264

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Patrice DEBREGAS *et al.*

Title: DEVICE FOR COATING  
GRANULES TO BE  
ADMINISTERED ORALLY

Appl. No.: 09/582,871

Filing Date: 08/09/2000

Examiner: S Tran

Art Unit: 1615

RECEIVED  
DEC 03 2003  
TECH CENTER 1600/2900

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD  
OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals from the decision of the final rejection dated May 28, 2003 of the Examiner finally rejecting Claims 1-22, 24 and 25.

☐ Applicant claims small entity status.

☒ Applicants hereby petition for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

☒ Notice of Appeal Fee

☒ To be paid as detailed below

☐ Not required (Fee paid in prior appeal)

1/28/2003 HDENESS1 00000102 09582871

1 FC:1401

330.00 DP

Adjustment date: 06/18/2004 SDIRETA1  
11/28/2003 HDENESS1 00000102 09582871  
01 FC:1401 -330.00 DP

-1-